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 29 October 1980

*DCI concurred
 w/ Section
 10/30*

OGC Has Reviewed

MEMORANDUM FOR: Director of Central Intelligence

THROUGH: Deputy Director of Central Intelligence

FROM: Daniel B. Silver
 General Counsel

SUBJECT: Potential Impact of the Defense Reconnaissance
 Support Program Upon DCI Authorities ☐ 25X1A

25X1A 1. This is provided for your consideration in connection with your meeting tomorrow with Secretary Brown on the Defense Reconnaissance Support Program (DRSP). I have had ☐ follow development of the DRSP because of its potential impact upon DCI authorities and responsibilities. While I do not have a full understanding and appreciation of what programs currently funded within the National Reconnaissance Program (NRP) will be involved, or of the configuration and scope of planned DRSP programs, there is clearly a potential, if not a likelihood, that certain of your authorities and responsibilities will be diluted or replicated by the Secretary of Defense. ☐

25X1A 2. First, you have the responsibility under statute and E.O. 12036 to protect intelligence sources and methods. It would seem that sources and methods aspects of national collection programs will be mirrored in the DRSP as well. Yet it is unclear whether your sources and methods authority, and the guidance developed thereunder, will apply to DRSP systems. ☐

3. Secondly, E.O. 12065 provides that only the DCI may establish special access programs for matters pertaining to intelligence sources and methods. However, it is unclear whether information and material relating to the DRSP, and its products, will be handled within APEX. (For example, the memoranda thus far pertaining to the DRSP have been designated as Sensitive Compartmented Intelligence.) ☐ 25X1A

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WARNING NOTICE
 SENSITIVE INTELLIGENCE SOURCES
 AND METHODS INVOLVED

DERIVATIVE CL BY ☐ 25X1A
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4. The DRSP may affect your Community responsibilities in other ways, but I have insufficient information to assess it fully at this time. I do recommend, however, that you raise with Secretary Brown your concern for protection of sources and methods and about uniform handling of compartmented intelligence products under APEX and seek his agreement that these aspects of the DRSP be handled within existing DCI guidance. []

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Daniel B. Silver

cc: D/DCI/RMS
D/DCI/CT

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